



JON M. HUNTSMAN, JR.  
*Governor*  
GARY R. HERBERT  
*Lieutenant Governor*

# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

### Division of Water Rights

MICHAEL R. STYLER  
*Executive Director*

JERRY D. OLDS  
*State Engineer/Division Director*

April 4, 2007

RECEIVED  
APR 05 2007  
WATER RIGHTS  
SALT LAKE

Manti Irrigation Company  
C/O David Cox  
90 West Union Street  
Manti, UT 84642

RE: DIVERSION OF WATER FOR  
IRRIGATION DURING NON-  
IRRIGATION PERIOD OF USE  
WATER RIGHT 65-3398

Dear Water User:

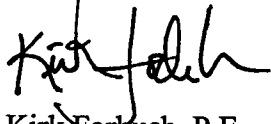
It has been reported to the Office State Engineer that prior to April 1, 2007, water was diverted and used for irrigation use, by share holders in the Manti Irrigation Company. These individuals were McCrae and Garlan Christiansen, and Howard Horrocks. I then contacted David Cox, Manti Irrigation Company and discussed the violation. He indicated that he would correct the violation.

This notice it to advise you that water is not to be diverted for irrigation prior to April 1 or after October 15 in each year. If water is diverted outside decreed period of use, it will be in direct violation of referenced notice and will make the company subject to enforcement actions including the assessment of fines, penalties and other performance requirements to achieve compliance. Administrative fines may be assessed in amounts up to \$1,000 per day for an "unknowing" violation or up to \$5,000 per day for a "knowing" violation, each day of the unlawful activity constituting a separate violation. In addition, a violator may be required to replace water unlawfully taken in an amount up to 200% and may be required to reimburse the Division for expenses incurred in investigating and stopping the unlawful activity.

Please be aware that your company is responsible for complying with the law regarding the diversion and use of water under the company's right and that there are possible administrative, civil and criminal penalties for failing to do so. (UTAH CODE ANN. 73-2-26, 27 and 28; UTAH ADMIN. CODE R. 655-14-12.) This letter does not limit or preclude the Division from pursuing its enforcement options.

Page 2  
April 4, 2007

Sincerely,

A handwritten signature in black ink, appearing to read "Kirk Forbush". The signature is stylized with a large, looped "K" and a cursive "Forbush".

Kirk Forbush, P.E.  
Regional Engineer

cc: Roland Beck  
60 W 100 S  
Centerfield, UT 84622

Lee Sim, Assistant State Engineer